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MICHAEL E. MAUNEY

ATTORNEY AT LAW

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DATE: 01 March 2005

TO:

NAME: Glenn Richman

LOCATION: PTO art unit 3764

TELEPHONE #: _____

FAX #571-273-4981

FROM:

NAME: Michael E. Mauney, Attorney at Law

TELEPHONE #: 910 457-0056

FAX #: (910) 457-6069

COMMENTS: Enclosed are a letter faxed on 10/22/04 regarding the preliminary amendment, an auto-reply to that faxed letter, and the preliminary amendment including the certificate of Service. Please advise if anything further is required. Thank you for your help. Mike Mauney

2nd try - 703 872-9306

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USPTO 10/22/2004 10:12 AM PAGE 1/001 Fax Server
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Fax Information

Date Received:

10/22/2004 10:10:06 AM [Eastern Daylight Time]

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OCT-22-2004 09:00 PM MAUNEY		9104576069	P.01
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FAX COVER SHEET			
TOTAL PAGES (including cover sheet): <u>2</u>			
DATE: <u>10/22/04</u>			
TO:			
NAME: <u>Glenat RICHMAN</u>			
LOCATION: <u>Unit 3764</u>			
TELEPHONE #: _____			
FAX #: <u>703-372-9504</u>			
FROM:			
NAME: <u>Michael E. Mauney</u>			
TELEPHONE #: <u>910 487-0056</u>			
FAX #: <u>910 487-0069</u>			
COMMENTS: <u>Re. Serial 10/633 979 and</u> <u>Delaney Amendment</u>			
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<small>PAGE 02: RCV AT 10/22/04 10:10:06 AM [Eastern Daylight Time] FAX: 910-487-0069 CSID: 9104576069 DURATION (mm-ss): 03-52</small>			

MICHAEL E. MAUNEY

ATTORNEY AT LAW

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TOTAL PAGES (including cover sheet): 2DATE: 10/22/04

TO:

NAME: Glen RICHMANLOCATION: Unit 3764

TELEPHONE #: _____

FAX # 703-872-9306

FROM:

NAME: Michael E. MauneyTELEPHONE #: 910 457-0056FAX #: (910) 457-6069COMMENTS: Re Serial # 10/633 979 and
Preliminary Amendment

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October 22, 2004

Glenn Richman
US Patent and Trademark Office
Unit 3764
Post Office Box 1450
Alexandria, VA 22313-1450*by FAX and mail delivery*Re: Application #10/633,979
Inventor- Mark Glusco
Art Unit 3764 - Examiner Glen Richmond

Dear Mr. Richman:

This is not a substantive response to an Office Action dated October 18, 2004. Rather, this is an inquiry regarding that Office Action. The above inventor filed a preliminary amendment on October 7, 2004 well before the date of the First Office Action. The First Office Action did not address the claims added by that preliminary amendment, nor did it refuse to enter that amendment by action of the Commissioner. On behalf of Mr. Glusco, I respectfully request clarification of whether that amendment will be entered and an amended First Office Action provided. Thank you very much for your attention to this.

Very truly yours,


Michael E. Mauney
Attorney at Law
Post Office Box 10266
Southport, NC 28461
Telephone (910) 457-0056
Registration #33731

MEM:sbm

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MAR 01 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re: Application 10/633,979

Filing Date: 08-04-03

Inventor: Mark Glusco

Art Unit: 3764

For: APPLICATION AND METHOD FOR
PHYSIOLOGICAL TESTING INCLUDING
CARDIAC STRESS TEST

Examiner: Richman, Glenn

PRELIMINARY AMENDMENT BEFORE FIRST OFFICE ACTION

Commissioner for Patents
Post Office Box 1450
Alexandria, VA 22313-1450

Dear Sir or Madam:

This is a Preliminary Amendment of Claims to be entered in the above entitled application before the first Office Action of the Examiner.

Please add the following new claims, which appear in the current format on separate sheets of paper properly labeled as new claims.